IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

HON'BLE MR JUSTICE M.H.S. ANSARI

and
HON'BLE MR JUSTICE T.CH.SURYA RAO

WRIT PETITION NO : 860 of 2005

Between:

M/s. Ruchi Infrastructure Limited, Beach Road, Kakinada, rep by Authorised Signatory, Mr. P.V.S.R.G. Prasad

..... PETITIONER

AND

The Commercial Tax Officer, Kakinada Division Kakinada

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Certiorari or any other appropriate Writ or order or direction quashing the form CST VII notice dated 20-1-2005 issued under the CST Act for the assessment year 2004-2005 (UPto October 2004) restricting the time for payment of tax to 7 days without showing any reasons as contrary to Section 16 of the APGST Act and restrain the Respondent from taking any coercive steps till 10-2-2005 in respect of disputed demand for the assessment year 2004-05 in respect of disputed demand for the assessment year 2004-05 under CST Act pursuant to the order of the Respondent dated 20-1-2005 and subject tot he appellate remedies provided under the APGST Act and pass such other order or orders

Counsel for the Petitioner: MR.S.DWARAKANATH

Counsel for the Respondent : GP FOR COMMERCIAL TAX

The Court made the following at the stage of admission:

ORDER(per Hon'ble Sri Justice M H S Ansari) :

When the matter has come up for hearing, learned counsel appearing on behalf of the petitioner submitted that the matter on hand is squarely covered by the decision of a Division Bench of this Court made in Writ Petition No. 709 of 2005, filed by the petitioner herein.

In terms of the above writ petition, this instant writ petition is disposed of. No costs.

(M H S ANSARI, J)

Dt. 31-01-2005

(T CH SURYA RAO, J)

Kvrk

To

1. The Commercial Tax Officer, Kakinada Division Kakinada

2. Two CCs to GP for Commercial Tax, High Court Buildings,

Hyderabad (OUT)

3. Two CD copies.